PTO/SB/21 (02-04)

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Application Number 10/880 217 PTO/\$B/21 (02-04) Under the Paperwork Reduction Act of 1995, no parsons Filing Date October 20, 2003 TRANSMITTAL RECEIVED First Named Inventor BERGER, Georg FORM CENTRAL FAX CENTER Art Unit 1615 (to be used for all correspondence after initial filing) JAN 0 8 2007 Examiner Name AZPURU, CARLOS A. Attorney Docket Number 3975.023 Total Number of Pages in This Submission (Check all that apply) ENCLOSURES After Allowance communication to Technology Center (TC) Drawing(6) Fee Transmittal Form Appeal Communication to Board of Appeals and Interferences Licensing-related Papers Fee Attached Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Petition Amendment/Reply Petition to Convert to a Proprietary Information Provisional Application After Pinal Power of Altorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Terminal Disclaimer Identify below): Extension of Time Request Request for Refund Express Abandonment Request CD. Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Akerman Senterfitt/Gregory M. Lefkgwitz, Beg. No. 56,216 Fim Individual name West Pa Signature Date January 8, CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Gregory MALefkowitz, Reg. N.56,2 Date January 8, 2007 Signature This objection of information is required by 37 CFFA.5. The information is equired to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality's governed by 35 U.S. 12 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application from to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 80x 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS

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## **Patent Application**

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 0 8 2007

In re Application of:

BERGER, Georg

Application No.: 10/689,217

Filed: October 20, 2003

Attorney Docket No: 3975-023

Examiner: AZPURU, CARLOS A.

Group Art Unit: 1615

Confirmation No: 8950

Customer No.: 30448

For: BONE REPLACEMENT MATERIAL WITH ORTHOPHOSPHATE

CERTIFICATE UNDER 37 CFR 1.8(a) CERTIFICATE UNDER 37 CFR 1.8(2)
I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Fee Amendment, Communicipal for Patents, P.O. Box 1450, Alexandria VA 2236-1450 on January 8, 2007

, Reg. No. 56,216

<u>STATUS INQUIR</u>

Since it has been Applicant filed the patent application on October 20, 2003. approximately 38 months from the filing date, applicant respectfully requests notification of the status of the application and an approximate date of issuance of a first Office Action.

Respectfully submitted,

AKERMAN SENTERFITT

Dated: January 8, 2007

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